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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
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16 **Brian Whitaker,**

17 Plaintiff,

18 v.

19 **Fresh Squeezed Akash, LLC**, a
20 California Limited Liability
21 Company

22 Defendants.
23
24

25 **Case No. 3:21-cv-07057-JD**

26 **NOTICE OF INDICATION OF
27 MOOTNESS OF ADA CLAIM FOR
28 INJUNCTIVE RELIEF**

29 On November 9, 2022, Parties conducted a Joint Site Inspection of the
30 subject property and determined those barriers alleged in Plaintiff's
31 Complaint have been remediated.
32

33 This suggests Plaintiff's claim for injunctive relief moot. Plaintiff
34 acknowledges that with Defendant's showing of barrier removal, his
35 injunctive relief sought is no longer redressable by this action and, thus, has no
36 objection to dismissal of his ADA claim.
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38 Further, should this Court dismiss Plaintiff's sole federal question
39 claim, Plaintiff has no objection to the Court declining to exercise
40 supplemental jurisdiction over his state law claim so that he can refile that
41 action in state court.
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1 Dated: November 10, 2022
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3 By: /s/Naomi Butler
4 Naomi Butler, Esq.
5 Attorney for Plaintiff

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